

ARMY REGULATION }
No. 525-16 }

HEADQUARTERS
DEPARTMENT OF THE ARMY
WASHINGTON, DC, 5 July 1973

MILITARY OPERATIONS

TEMPORARY CROSS-BORDER MOVEMENT OF LAND FORCES BETWEEN THE UNITED STATES AND CANADA

Effective 1 July 1973 in accordance with the reorganization of the Army within CONUS

This revision replaces references to CONARC with FORSCOM. Local limited supplementation of this regulation is permitted but is not required. If supplements are issued, Army Staff agencies and major Army commands will furnish one copy of each to the Deputy Chief of Staff for Military Operations; other commands will furnish one copy of each to the next higher headquarters.

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1. Purpose. This regulation prescribes the detailed procedures to be followed by Department of the Army commands and activities in coordinating the temporary cross-border movement of land forces between the continental United States and Canada.

2. Authority. The Army's authority to issue this regulation derives from—

a. Exchange of notes between the United States and Canada on principles and procedures for temporary cross-border movement of land forces, dated 13 March 1968.

b. Letter from the Deputy Secretary of Defense to the Canadian Minister of Defense, dated 26 December 1968.

3. Applicability. This regulation applies to all Active and Reserve component Army commands and activities in the continental United States.

4. Explanation of terms. For the purpose of this regulation, the following terms apply:

a. Land forces. United States Army personnel and personnel of the US Air Force, US Navy (including the Marine Corps), and Canadian Forces when employed in the ground role.

b. Formal (diplomatic) clearance. Clearance required for movement requests which fall within the purview of the US Department of State.

c. Informal (military) clearance. Clearance which is arranged through military channels.

5. Policies. *a.* Temporary cross-border movement of land forces by military aircraft will be in accordance with this regulation and the US-Canada movement of Service Aircraft Across the Border Agreement (Permanent Joint Board of Defense Recommendation 51/5).

b. Army aircraft accompanying movements covered by this regulation require no special clearance except identification as specified in paragraph 7. Appropriate Federal Aviation Agency and Canadian Department of Transport regulations apply for air traffic control procedures.

c. Movement of land forces between Alaska and Canada or from CONUS through Canada to Alaska or vice versa will be coordinated through the Joint Chiefs of Staff and is not within the purview of this regulation.

6. Procedures. *a. General.* CG, US Army Forces Command (FORSCOM) is the approving authority for all requests for cross-border movement by the Active Army or Reserve components to which this regulation applies.

(1) Upon approval of requests by CG, FORSCOM, major CONUS army commands and CONUS armies are authorized to coordinate necessary details of movements with appropriate

*This regulation supersedes AR 525-16, 8 January 1970.

US and Canadian military representatives and local US Immigration and Customs officials. Requests requiring formal (diplomatic) clearance will be coordinated with Department of the Army and the State Department by HQ, FORSCOM.

(2) Approval of movement requests by CG, FORSCOM is the authority for issuance of a unit movement order by the major CONUS army command or CONUS army headquarters. Individuals or groups of individuals will possess appropriate travel orders and identification.

(3) The types of movements requiring clearance and the detailed procedures to be followed are outlined in tables 1 and 2.

b. Submission of requests.

(1) In all cases where formal (diplomatic) clearance is required, written requests for movements into Canada will be submitted through command channels to CG, FORSCOM to arrive a minimum of 45 days prior to anticipated movement. Requests must be submitted to the US Department of State 30 days in advance.

(2) Movements requiring informal (military) clearance will be submitted through the same channels electrically with information to Department of the Army. Except in emergencies, these requests should be received at HQ, FORSCOM a minimum of 48 hours prior to time of requested movement into Canada.

(3) Major CONUS army commands will submit requests directly to CG, FORSCOM.

(4) Reserve component units will submit requests through the appropriate CONUS army commander. Selection of Reserve component units for training in Canada will be in accordance with current FORSCOM guidance pertaining to Reserve component units training outside CONUS.

(5) All requests will contain as a minimum the information listed in paragraph 7.

c. Coordination. Canadian Forces will coordinate cross-border movements directly with the appropriate US service. When it is not readily apparent which US service should be the point of contact, or when the Department of the Army is the point of contact, DA will refer the action to CG, FORSCOM who will coordinate the necessary arrangements. Requests which are determined to be within the purview of military departments other than the Department of the Army will be referred by CG, FORSCOM directly to that military department for action.

d. Customs and immigration.

(1) *Customs.* Canadian and United States customs will be advised that material to be imported is, and will remain, the property of the US Government. A certificate to this effect, signed by the unit commander of the border crossing element or other component authority, will accompany the shipment.

(2) *Immigration.* Individuals and formed bodies of troops crossing the International Border will be required to possess an official movement order or travel order and identification.

e. Communications and electronics equipment. For communications and electronics equipment, capable of emitting and/or receiving electromagnetic radiations, that is to be operated or transported within either country, the following data will be provided with the entry request:

(1) Type and amount of equipment.

(2) Planned area and period of operations.

(3) Frequency range of equipment.

(4) Bandwidth.

(5) Type of emission.

(6) Power delivered to antenna by type of emission (PEP/PEAK MEAN).

(7) Call names/signs.

(8) Planned route when radiating equipment is planned to be used for en route communications.

(9) Frequency requirements (to be coordinated between the United States Joint Frequency Panel and Directorate of Communications Requirements and Support, Canadian Force Headquarters).

f. Criminal and disciplinary jurisdiction. Criminal and disciplinary jurisdiction over members of the respective forces will be exercised pursuant to Article VII of the North Atlantic Treaty Status of Forces Agreement.

g. Claims. Claims for damages arising out of acts of members of the respective forces done in the performance of official duty, or out of any other act, will be adjudicated pursuant to Article VIII of the North Atlantic Treaty Status of Forces Agreement.

7. Information required for Cross-Border Movement Requests. Request must include—

a. Type of movement (as listed in tables 1 and 2).

- b.* Brief justification or authority.
- c.* Date(s) requested, border-crossing site(s), and expected length of stay in Canada.
- d.* Designation of unit(s) involved and/or total number of personnel to be moved.
- e.* Mode of transportation to be used to include number and types of vehicles and/or aircraft.
- Data on heavy or outsized vehicles or loads will be included.
- f.* Data on communications and electronics equipment if applicable (as specified in para 6e).
- g.* Number and types of crew-served weapons to accompany unit if applicable and whether or not ammunition is to be carried.
- h.* Remarks (special requirements, etc.).

Table 1. Formal Clearance Procedures

Types of movement	Detailed arrangements	Remarks
1. Ceremonial visits.	Diplomatic clearance—arranged by State Department, minimum of 30 days notice to State Department required, with early advice to customs and immigration authorities. Details—arranged through military channels. Customs—advice to customs is to include assurance that equipment to be imported is and will remain the property of the government concerned. Immigration—personnel require an official movement order and identification.	Requests to arrive at HQ, FORSCOM a minimum of 45 days prior to anticipated movement.
2. Surveys, construction, and enlargements of defense installations.	Same as above.	Same as above.
3. Large scale exercises involving battalion or higher formations and not covered under item 7 of table 2.	Same as above.	Same as above.

Table 2. Informal Clearance Procedures

Types of movement	Detailed arrangements	Remarks
1. Exercises involving less than battalion strength units.	Details—arranged by military authorities, with local customs and immigration officials being advised. Customs—advice to customs to include an assurance that equipment to be imported is and will remain the property of the government concerned. Immigration—no special arrangements required; personnel require an official movement order and identification.	Except for emergencies, requests to arrive at HQ, FORSCOM a minimum of 48 hours prior to anticipated movement.

Table 2. Informal Clearance Procedures—Continued

Types of movement	Detailed arrangements	Remarks
2. Troops in transit for exercises in own territory.	Same as above.	Same as above.
3. Personnel and materiel required for administration and logistic support of visiting forces.	Same as above.	Same as above.
4. Courtesy visits.	Same as above.	Same as above.
5. Movement of individuals.	Same as above.	Same as above.
6. Movement for test purposes of small groups of personnel and equipment of one country: <i>a.</i> Through the territory of the other country, or <i>b.</i> To a military installation of the other country.	Same as above.	Same as above.
7. Operational movements: <i>a.</i> Military emergency. <i>b.</i> Military support of civil emergencies resulting from enemy attack. <i>c.</i> Military support of civil authorities in disasters other than those resulting from enemy attack as in <i>b</i> above. <i>d.</i> Combined exercises designed to rehearse Basic Security Plan defense measures.	Same as above, with prior notification to State Department.	<i>a.</i> Provided that a Canada-U.S. state of alert has been declared. <i>b.</i> Following a decision by the receiving government that military support of civil authorities is required. <i>c.</i> Following a decision by the receiving government that military support of civil authorities is required.

The proponent agency of this regulation is the Office of the Deputy Chief of Staff for Military Operations. Users are invited to send comments and suggested improvements on DA Form 2028 (Recommended Changes to Publications) direct to HQDA (DAMO-ODG) WASH DC 20310.

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